

AUG 22 2006

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## CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being submitted by First Class mail to the US Patent and Trademark Office: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 or transmitted by facsimile to the U.S. Patent and Trademark Office, Fax No. (571)273-8300.

Date: 8/22/06By: Patti Hespell  
Patti Hespell**MAIL STOP AF****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****In Re: Patent Application of Charles A. Eldering.**

Conf. No.: 7576 : Group Art Unit: 2623  
Appln. No.: 10/068,771 : Examiner: Huynh, Son P.  
Filing Date: 05 February 2002 : Attorney Docket No.: T742-10  
Title: Targeted Advertising in On-Demand Programming

**NOTICE OF APPEAL FROM PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant(s) hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner dated February 24, 2006.

The following items(s) are included:

☒ A Petition for Extension of Time with extension fee of one month to and including June 26, 2006 (June 24 being a Saturday) to respond to the final rejection was filed on June 26, 2006.

☒ A Petition for Extension of Time for two months to and including August 24, 2006 to file the Notice of Appeal and the requisite extension fee in the amount of \$900.00 are enclosed.

☒ Notice of Appeal fee is enclosed

☐ \_\_\_\_\_ .00 Small Entity has been previously established in this case.

☒ \$500.00.

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Application No. 10/068,771

- ☐ An oral hearing before the Board of Appeals is respectfully requested.
- ☒ A Request for Pre Appeal Brief Conference is filed herewith.
- ☒ The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 501535 as noted below. A duplicate of this sheet is enclosed.
- ☒ Notice of Appeal fee in the amount of \$500.00.
- ☒ Any overpayments or deficiencies in the above calculated fee(s).

Date:

8/22/06

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